



101259-1112

12/B
MDJ
05/27/97

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Norbert P. Daberko et al.

Assignee: Norris Communications Corporation

Serial No.: Unknown Group Art Unit: 2308

Filed: Herewith Examiner: J. Grover

Title: Method for Recording Voice Messages on Flash Memory in a Hand Held Recorder

* * *

REQUEST FOR FILING OF FILE WRAPPER CONTINUATION APPLICATION

Box FWC
Assistant Commissioner for Patents
Washington, DC 20231

This is a Request for filing a **File Wrapper** continuation, continuation-in-part, divisional application under **37 CFR §1.62** of prior application Serial No. 08,339,976, filed on November 15, 1994, entitled Method for Recording Voice Messages on Flash Memory in a Hand Held Recorder by the following named inventor(s).

Full Name of Inventor	Family Name <u>Daberko</u>	First Given Name <u>Norbert</u>	Second Given Name <u>P.</u>
Residence & Citizenship	City <u>Oceanside</u> <i>CA</i>	State or Foreign Country <u>California</u>	Country of Citizenship <u>United States</u>
Post Office Address	Post Office Address <u>3742 Via Las Villas</u>	City <u>Oceanside</u>	State & Zip Code/Country <u>California 92056</u>
Full Name of Inventor	Family Name <u>Davis</u>	First Given Name <u>Richard</u>	Second Given Name <u>K.</u>
Residence & Citizenship	City <u>San Diego</u> <i>CA</i>	State or Foreign Country <u>California</u>	Country of Citizenship <u>United States</u>
Post Office Address	Post Office Address <u>10933 Pallon Way</u>	City <u>San Diego</u>	State & Zip Code/Country <u>California, 92124</u>

30

Full Name of Inventor	Family Name Bridgewater	First Given Name Richard	Second Given Name D
Residence & Citizenship	City San Diego CA	State or Foreign Country California	Country of Citizenship United States
Post Office Address	Post Office Address 15828 Caminito Cercado	City San Diego	State & Zip Code/Country California 92128

The above-identified prior application in which no payment of the issue fee, abandonment of proceedings, or termination of proceedings has occurred, is hereby expressly abandoned as of the filing date of this new File Wrapper application. Please use all the contents of the prior application file wrapper, including the drawings, as the basic papers for the new application.

1. Enter the unentered Amendment previously filed on _____ in the prior application.
2. A Petition for Extension of Time in the above-named prior application is being filed herewith and the fees therefor have been authorized therein.

The filing fee for this application is calculated on the basis of the claims existing in the prior application as amended at 1 and 2 above. Small Entity Status is claimed.

(1) For	(2) Number filed	(3) Number extra	(4) Large Entity Rate	(5) Small Entity Rate	(6) Calculations
Basic Filing Fee	XXXXXXXXXX	XXXXXXXXXX	\$ 750.00	\$ 375.00	\$ 375.00
Total Claims	13 - 20 =	0	X \$ 22.00	X \$ 11.00	\$ 0
Independent Claims	6 - 3 =	3	X \$ 80.00	X \$ 40.00	\$ 240.00
Multiple Dependent Claim(s) (if applicable)		\$ 260.00	\$ 130.00	\$ 0	
	Total of above Calculations =				\$ 615.00
			Other		\$ 0
			TOTAL		\$ 615.00

3. [X] Please make the following charges to Deposit Account No. 07-1896:Fee for filing the patent application in the amount of \$615.00.

4. [X] The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 07-1896. A duplicate copy of this sheet is enclosed.

5. [] A new oath or declaration is included since this application is a continuation-in-part which discloses and claims additional matter.

6. [X] Please amend the specification by inserting before the first line the sentence:

SB
This application is a [X] continuation, [] continuation-in-part, []division, of application Serial No. 08/339,976, filed November 15, 1994, now abandoned,

7. [] *which was a CIP of 08/229,870 now abandoned, Priority of application Serial No. 119 filed on 19.1994, in > is claimed under 35 U.S.C. §119.*

8. [X] The prior application is assigned of record to Norris Communication Corporation.

9. [X] The Power of Attorney in the prior application is to: David R. Graham (reg. no. 36,150); Marnie Wright Barnhorst (reg. no. 36,740); and Barry N. Young (reg. no. 27,744).

10. [] Enclosed is an Associate Power of Attorney.

11. [] Also enclosed: Request For Consideration Of Information Disclosure Statement With Certification under 37 CFR §1.97 (e)(1) and Request For Interview With Supervisory Examiner.

All future correspondence should be addressed to:

Timothy W. Lohse
GRAY CARY WARE & FREIDENRICH
400 Hamilton Avenue
Palo Alto, CA 94301

It is understood that secrecy under 35 U.S.C. §122 hereby waived to the extent that if information or access is available to any one of the applications in the file wrapper of a 37 CFR §1.62

application, be it either this application or a prior application in the same file wrapper, the Patent and Trademark Office may provide similar information or access to all the other applications in the same file wrapper.

Respectfully submitted,

By:

Timothy Lohse
Timothy W. Lohse
Reg. No. 35,255
Attorney for Assignee

Date: March 3, 1997

GRAY CARY WARE & FREIDENRICH
400 Hamilton Avenue
Palo Alto, CA 94301
Telephone: (415) 833-2415

EXPRESS MAIL number: EH888455448US

Date of Deposit: March 3, 1997

I hereby certify that this paper is being deposited with the United States Postal Service "EXPRESS MAIL Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, DC 20231.

Paul Thornton
Print name of person mailing paper or fee
Paul Thornton
Signature

TWL:dml